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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MIRSAD HAJRO, JAMES R. MAYOCK,

Plaintiffs,

v.

UNITED STATES CITIZENSHIP AND  
IMMIGRATION SERVICES;  
T. DIANE CEJKA, Director,  
USCIS National Records Center;  
ROSEMARY MELVILLE, USCIS District  
Director of San Francisco;  
MICHAEL CHERTOFF, Secretary,  
Department of Homeland Security;  
MICHAEL B. MUKASEY, Attorney General  
Department of Justice,

Defendants.

No. C 08-1350 PVT

**STIPULATION TO EXTEND DATES;  
and ~~PROPOSED~~ ORDER**

Plaintiffs, by and through their attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to the following:

1. Plaintiffs filed this action on or about March 10, 2008. The Defendants filed their response to Plaintiffs' amended complaint on June 23, 2008.

2. On January 5, 2009, Defendants filed a Motion to Dismiss in Part, noticing a hearing date of February 10, 2009.

3. Pursuant to the Court's Order of January 22, 2009, granting in part the parties' second

Stipulation to Reset Dates  
C08-1350 PVT

1 request to extend dates, fact discovery cutoff is date is January 30, 2009.

2 4. On January 21, 2009, the parties engaged in a very productive round of mediation with  
3 an appointed mediator and are considering a possible resolution of the case without further  
4 litigation.

5 5. On January 23, 2009, the parties, with the support and encouragement of the mediator,  
6 asked this Court to vacate the February 10, 2009 hearing date on Defendants' Motion to Dismiss,  
7 and to hold this matter in abeyance for 60 days.

8 6. The mediation is ongoing and the parties respectfully ask for an additional 60 days in  
9 order to resolve this matter without further litigation.

10 Dated: March 23, 2009

Respectfully submitted,

11 JOSEPH P. RUSSONIELLO  
12 United States Attorney

13 \_\_\_\_\_  
14 /s/  
15 ILA C. DEISS<sup>1</sup>  
16 Assistant United States Attorney  
17 Attorneys for Defendants

18 Dated: March 23, 2009

19 \_\_\_\_\_  
20 /s/  
21 KIP EVAN STEINBERG  
22 Attorney for Plaintiffs

## 23 ORDER

24 Pursuant to stipulation, IT IS SO ORDERED. On or before May 23, 2009, the parties will  
25 either file a stipulated dismissal or request other appropriate relief.

26 Date: 3/24/09

27   
28 PATRICIA V. TRUMBULL  
United States Magistrate Judge

<sup>1</sup>I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/s/) within this e-filed document.